

1 The Honorable James L. Robart
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

4 SMOKEY POINT COMMERCIAL, LLC, a
Washington limited liability company,

No. 2:17-cv-01015-JLR

5 Plaintiff,

STIPULATION TO EXTEND INITIAL
DISCLOSURES DEADLINE

6 v.

7 DICK'S SPORTING GOODS INC., a
Delaware corporation,

8 Defendant.

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11 Plaintiff Smokey Point Commercial, LLC ("Smokey Point") and Defendant Dick's
12 Sporting Goods, Inc. ("Dick's Sporting Goods"), by and through their counsel of record, hereby
13 stipulate to extend the deadline to exchange the FRCP 26(a)(1) initial disclosures to September 13,
14 2017.

15 This stipulation and request for extension is made for good cause. Dick's Sporting Goods
16 filed a pending Motion to Dismiss (Dkt. No. 6) on July 13, 2017. Smokey Point filed its First
17 Amended Complaint (Dkt. No. 11) on August 1, 2017. Dick's Sporting Goods agreed to accept
18 the First Amended Complaint as the operative pleading in this action and withdraw its Motion to
19 Dismiss (Dkt. No. 6). In light of the First Amended Complaint, issues remained unresolved and
20 the parties required additional time to analyze the First Amended Complaint. Accordingly, the
21 parties stipulated to extend the deadline for FRCP 26(f) conference to August 31, 2017, extend the
22 deadline for the submission of the Joint Status Report and discovery plan to September 14, 2017,
23 and extend the deadline for Dick's Sporting Goods to answer or otherwise respond to the First
24 Amended Complaint to August 26, 2017. The Court approved the parties' stipulation by Order
25 dated August 8, 2017 (Dkt. No. 14). Dick's Sporting Goods filed a motion to dismiss the First
26 Amended Complaint on August 25, 2017 (Dkt. No. 15).

STIPULATION TO EXTEND
INITIAL DISCLOSURES DEADLINE - 1
Case No. 2:17-cv-01015-JLR

Given the additional issues for consideration, and the extended case management deadlines, the parties have further stipulated to extend the deadline for exchange of initial disclosures to September 13, 2017. Such exchange will take place before the deadline for the parties to submit their Joint Status Report and Discovery Plan, which is due on or before September 14, 2017.

For these reasons, the parties respectfully request that the Court set the deadline for the parties to exchange initial disclosures for September 13, 2017.

DATED this September 8, 2017.

/s/ Bradley P. Thoreson

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STIPULATION TO EXTEND
INITIAL DISCLOSURES DEADLINE - 2
Case No. 2:17-cv-01015-JLR

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2 **CERTIFICATE OF SERVICE**
3

4 I certify under penalty of perjury under the laws of the United States and State of
5 Washington that the foregoing is true and correct.
6

7 I hereby certify that on 8th day of September, 2017, I electronically filed the following
8 **STIPULATION TO EXTEND INITIAL DISCLOSURES DEADLINE** with the Clerk of the
9 Court using the CM/ECF system, which will send notification of such filing to the following:
10

11 Bradley P. Thoreson, WSBA #18190
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19 jeff.frank@foster.com
20 Attorneys for Plaintiff
21

22 _____
23 /s/ Matthew Turetsky
24 Matthew Turetsky, WSBA #23611
25
26

STIPULATION TO EXTEND
INITIAL DISCLOSURES DEADLINE - 3
Case No. 2:17-cv-01015-JLR

1 THE HONORABLE JAMES L. ROBART
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 SMOKEY POINT COMMERCIAL, LLC,

Case No. 2:17-cv-01015-JLR

10 Plaintiff,

**[PROPOSED] ORDER EXTENDING
INITIAL DISCLOSURES DEADLINE**

11 v.

12 DICK'S SPORTING GOODS, INC., a
Delaware corporation,

13 Defendant.

14
15 THIS MATTER having come before the Court on the Parties' Stipulation to Extend
(Stip. (DKT. # 16).)
16 Initial Disclosures Deadline. The Court being fully advised as to the issues presented, the
17 Court hereby ORDERS, ADJUDGES AND DECREES that the deadline to exchange the
18 FRCP 26(a)(1) initial disclosures shall be September 13, 2017. *Having extended the deadlines
already, this will be the last
extension granted.*
19 SO ORDERED.

20 Dated this 11th day of Sept., 2017.

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23 THE HONORABLE JAMES L. ROBART
24 UNITED STATES DISTRICT JUDGE
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**[PROPOSED] ORDER EXTENDING INITIAL DISCLOSURES
DEADLINE: CASE NO. 2:17-CV-01015-JLR - 1**

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1 Presented By:

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15 *Attorneys for Defendant*
16

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[PROPOSED] ORDER EXTENDING INITIAL DISCLOSURES
DEADLINE: CASE NO. 2:17-CV-01015-JLR - 2

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I hereby certify that on 8th day of September, 2017, I electronically filed the following [PROPOSED] ORDER EXTENDING INITIAL DISCLOSURES DEADLINE with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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CERTIFICATE OF SERVICE - 1

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